

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3437-01
Bill No.: HB 1302
Subject: Animals; Crimes and Punishment; Property
Type: Original
Date: January 14, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** assume this proposal would have no fiscal impact on the Courts.

Officials from the **Office of Prosecution Services** assume there would not be a large number of cases per county resulting from this proposal and therefore assume any costs from the proposal could be absorbed by prosecutors.

Officials from the **Office of State Public Defender** assume existing staff could provide representation for those cases arising where indigent persons were charged with failure to confine a dog - a Class C Misdemeanor. Passage of more than one bill increasing penalties on existing crimes or creating new crimes would require the State Public Defender System to request increased appropriations to cover the cumulative cost of representing indigent persons accused in the now more serious cases or in the new additional cases.

Officials of the **cities of St. Louis, Kansas City, Springfield, Columbia, St. Charles, Lee's Summit, and St. Joseph** did not respond to this request for a fiscal note.

Oversight assumes any costs to local governments as a result of this proposal could be absorbed with existing resources.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

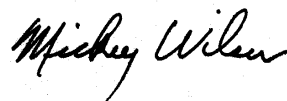
This bill creates the crime of failure to confine a dog, a class C misdemeanor. The crime is committed when an owner does not prevent his or her dog from running freely outside the owner's property. The owner may raise either of two affirmative defenses in a prosecution under the bill: (1) permission of the person on whose property the dog was loose; or (2) the making of a reasonable attempt to confine the dog, where the owner was unaware that his or her attempt at confinement was unsuccessful.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator
State Public Defender
Office of Prosecution Services

Not Responding:
City Officials from:
St. Louis
Kansas City
Springfield
Columbia
St. Charles
Lee's Summit
St. Joseph



Mickey Wilson, CPA
Acting Director
January 14, 2002

